

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 3:22-cr-49

vs.

JOSE NORIEGA-RODRIGUEZ,

District Judge Michael J. Newman  
Magistrate Judge Peter B. Silvain, Jr.

Defendant.

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**ORDER ADOPTING THE REPORT AND RECOMMENDATION OF THE UNITED  
STATES MAGISTRATE JUDGE (Doc No. 36)**

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This criminal case is before the Court on the Report and Recommendation of the United States Magistrate Judge, recommending that the Court accept Defendant Jose Noriega-Rodriguez's guilty plea. Doc. No. 36. There being no objections, the Court **ADOPTS** the Report and Recommendation in full. The Court accepts Defendant Noriega-Rodriguez's plea of guilty as charged in the information, which charges him with possession with intent to distribute 400 grams or more of a mixture or substance containing a detectable amount of fentanyl, a Schedule II controlled substance, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A)(vi). *Id.*; *see* Doc. No. 29. The Court will defer the decision of whether to accept the plea agreement until the sentencing hearing on **September 8, 2022 at 11:00 AM**.

**IT IS SO ORDERED.**

June 21, 2022

s/Michael J. Newman  
Hon. Michael J. Newman  
United States District Judge